

**BASIS FOR THE AMENDMENT**

Claim 9 has been canceled. The limitations of Claim 9 have been included in Claim 1.

New Claims 18 and 19 have been added as supported at page 9, 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> full paragraphs.

No new matter is believed to have been added by entry of this amendment. Entry and favorable reconsideration are respectfully requested.

Upon entry of this amendment Claims 1-3, 5-8, 10-14, 16-19 will now be active in this application.

### **REMARKS**

Claim 1 has been amended by including the limitations of Claim 9. New Claims 18 and 19 have been added. Notably, col. 3, lines 48-49 of Kaneda et al disclose “POE-glycerol fatty acid ester” which is a polyoxyethylenated glycerol fatty acid ester. On the other hand, the claimed polyglycerol fatty acid ester which has no POE unit. See also page 9, 3<sup>rd</sup> full paragraph of the specification.

Applicants respectfully request reconsideration of the application, as amended, in view of the following remarks.

The present invention as set forth in **amended Claim 1** relates to a **cosmetic pack**, comprising:

- (a) 5-20 wt% of polyvinyl alcohol; and
- (b) 0.01-10 wt% of a titanium-titanium dioxide sinter;
- (d) a water-soluble thickener as a component;

**(f) a polyglycerol fatty acid ester;** and

water;

wherein said cosmetic pack is a peel-off cosmetic pack.

Since Claim 1 has been amended by including the limitations of Claim 9, most rejections of record have been obviated.

Notably, Claim 9 was only rejected over Yano et al, and Shirashi et al in view of Kaneda et al. This rejection is traversed.

None of Yano et al, and Shirashi et al in view of Kaneda et al, alone or in combination, fail to disclose or suggest a cosmetic pack, comprising: (a) 5-20 wt% of polyvinyl alcohol; and (b) 0.01-10 wt% of a titanium-titanium dioxide sinter; (d) a water-soluble thickener as a component; **(f) a polyglycerol fatty acid ester**; and water; wherein said cosmetic pack is a peel-off cosmetic pack.

The Examiner has used Kaneda et al to show the use of POE-glycerol fatty acid ester. However, **POE-glycerol fatty acid ester is different from the claimed component (f) a polyglycerol fatty acid ester**. Kaneda et al disclose at col. 3, lines 48-49 "POE-glycerol fatty acid ester" which is a **polyoxyethylenated** glycerol fatty acid ester. On the other hand, the claimed polyglycerol fatty acid ester which has **no POE** unit. See also page 9, 3<sup>rd</sup> full paragraph of the specification.

Applicants attach herewith a side-by-side comparison of the structures of POE-glycerol fatty acid ester according to Kaneda et al and the claimed polyglycerol fatty acid ester. See the product information for polyoxyethylene glycerin fatty acid esters and for decaglycerin fatty acid esters (2 pages). As can be seen, POE-glycerol fatty acid ester according to Kaneda et al and the claimed polyglycerol fatty acid ester have very different structures.

Further, the specification of the present invention discloses at page 9, 2<sup>nd</sup> full paragraph, as follows:

In addition to the above components, a **polyglycerol fatty acid ester can be added to the cosmetic pack preparation as a component (f) to synergistically increase the dispersion stability of the component (b).**

Emphasis added.

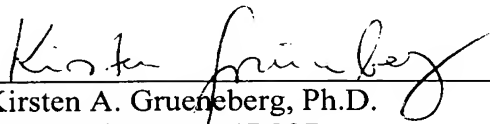
This is not disclosed or suggested by Yano et al, and Shirashi et al in view of Kaneda et al, alone or in combination.

Therefore, the rejection of Claim 9 under 35 U.S.C. § 103(a) over Yano et al, and Shirashi et al in view of Kaneda et al is believed to be unsustainable as the present invention is neither anticipated nor obvious and withdrawal of this rejection is respectfully requested.

This application presents allowable subject matter, and the Examiner is kindly requested to pass it to issue. Should the Examiner have any questions regarding the claims or otherwise wish to discuss this case, he is kindly invited to contact Applicants' below-signed representative, who would be happy to provide any assistance deemed necessary in speeding this application to allowance.

Respectfully submitted,

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